



Bart L. Graham
Commissioner

State of Georgia
Department of Revenue

Frank D'Connell
Director

Suite 15300
1800 Century Boulevard
Atlanta, Georgia 30345
(404) 417-2100

NOTICE

(Notice ATD 2010-6)

**RE: Proposed Rules to the Department of Revenue, Alcoholic Beverages,
Chapter 560-2-6.**

TO ALL INTERESTED PERSONS AND PARTIES:

In compliance with O.C.G.A. § 50-13-4, the Georgia Department of Revenue gives notice that it proposes to amend Chapter 560-2-6 of the Rules and Regulations of the State of Georgia by proposing:

- 560-2-6-.01, entitled "Specification of Premises."
- 560-2-6-.02, entitled "Record of Materials Received, Including Affidavit Regarding Georgia Products; Length of Time Records Must be Maintained; Separation of Georgia Products."

Attached with this notice are exact copies and synopses of the proposed Rules. The proposed Rules are being adopted under the authority of O.C.G.A. §§ 3-2-2 and 3-2-6.

The Department of Revenue shall consider the adoption of the above-referenced proposed Rules at 10:00 a.m., on Monday, March 29, 2010 in Suite 15200 of the Department's headquarters at 1800 Century Blvd. NE, Atlanta, GA 30345-3205.

The Department must receive all comments regarding the above-referenced proposed Rules from interested persons no later than 10:00 a.m. on Monday, March 29, 2010.

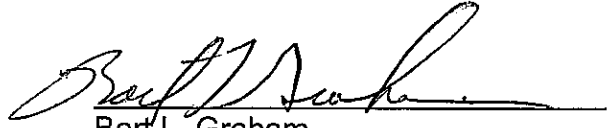
Written comments must be sent to: Commissioner, Georgia Department of Revenue, 1800 Century Blvd. NE, Suite 15300, Atlanta, GA 30345-3205.

Electronic comments must be sent to regcomments@dor.ga.gov.

Facsimile comments must be sent to (404) 417-6651.

Please reference "Notice Number ATD 2010-6" on all comments.

Dated: February 22, 2010

A handwritten signature in black ink, appearing to read "Bart L. Graham", written over a horizontal line.

Bart L. Graham
Commissioner
Department of Revenue

SYNOPSIS

RULES OF DEPARTMENT OF REVENUE ALCOHOL AND TOBACCO DIVISION

CHAPTER 560-2-6 DISTILLED SPIRITS

560-2-6-.01 Specification of Premises - Distilled Spirits.

- This Rule provides for specifications as to what constitutes a separate premise for licensing purposes.
- This Rule provides for changes in the Code.
- This Rule provides for grammatical changes.
- This Rule was adopted in 2007.

**RULES
OF
DEPARTMENT OF REVENUE
ALCOHOL AND TOBACCO DIVISION**

**CHAPTER 560-2-6
DISTILLED SPIRITS**

560-2-6.01 Specification of Premises - Distilled Spirits.

(1) Licenses for Retailer and Retail Consumption Dealer on Premises consumption outlets shall be displayed at each Premise.

(a) On-Premises outlets where it cannot be determined as one identifiable place of business shall require additional licenses regardless of whether the establishments have the same trade name, ownership, or management;

(b) Nothing shall require additional licenses for service bars, or portable bars used exclusively for the purpose of mixing or preparing Alcoholic Beverage drinks when these bars are accessible only to employees of the licensed establishment and from which Alcoholic Beverage drinks are prepared to be served on the licensed Premises.

Authority: O.C.G.A. § 3-2-2.

SYNOPSIS

RULES OF DEPARTMENT OF REVENUE ALCOHOL AND TOBACCO DIVISION

CHAPTER 560-2-6 DISTILLED SPIRITS

560-2-6-.02 Record of Materials Received, Including Affidavit Regarding Georgia Products; Length of Time all Records Must be Maintained; Separation of Georgia Products - Distilled Spirits.

- This Rule provides that all licensed producers must maintain a record of all materials received on the licensed premises for use in the production of distilled spirits.
- This Rule provides that on all premises of any licensed producer all materials which are Georgia products shall be kept separate from those products that are not Georgia products.
- This Rule provides that such records shall be kept for seven (7) years.
- This Rule provides for changes in the Code.
- This Rule was adopted in 1982.

**RULES
OF
DEPARTMENT OF REVENUE
ALCOHOL AND TOBACCO DIVISION**

**CHAPTER 560-2-6
DISTILLED SPIRITS**

560-2-6.02 Record of Materials Received, Including Affidavit Regarding Georgia Products; Length of Time all Records Must be Maintained; Separation of Georgia Products - Distilled Spirits.

(1) Licensed producers shall maintain a record of all materials received on the licensed Premises for use in the production of Distilled Spirits, showing:

(a) The date of receipt;

(b) The name of the Person from whom received; and

(c) The kind and quantity of each material received.

(2) Where the licensed producer claims that the materials used are Georgia products, the record required in this Section shall also include:

(a) An affidavit of the Person from whom the products were received that they are in fact Georgia products.

1. Where commercial invoices, bills of lading, or prescribed forms contain the required information, a separate record will not be required.

(b) The records, commercial invoices, or bills of lading shall be kept available for inspection by the Commissioner at all times during regular business hours.

(2) All materials which are Georgia products shall be kept separate from materials which are not Georgia products.

(3) Distilled Spirits manufactured from Georgia products shall be kept separate from Distilled Spirits manufactured from products that are not from Georgia.

(4) The records required by this Section and all other records required of licensed producers shall be kept and maintained for a period of seven (7) years unless upon written application the Commissioner has authorized otherwise.

Authority: O.C.G.A. §§ 3-2-2, 3-2-6.

PROPOSED